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VOI. XVII. NO. 2.

PADUCAH, KY., TUESDAY, JANUARY 3, 1905.

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## INVINCIBLE FORTRESS A MASS OF RUIN

### TERMS OF SURRENDER ACCEPTED BY RUSSIA

The Soldiers Return to Russia Under Parole.

General Land Engagement Reported Begun Near Mukden.

Sad Scenes on the Last Day of the Siege.

#### 10,000 JAPS IN PORT ARTHUR.

Rome, Jan. 3.—A telegram from Gen. Nogi's headquarters at Port Arthur stated that ten thousand of the Japanese besiegers of the stronghold will remain at Port Arthur to repair the forts, while the remainder, under Gen. Nogi will go to reinforce Field Oyama. This news is in direct contradiction of what was generally believed to be the Japanese plans. Yesterday it was stated on authority of a semi-official character that no soldiers would be sent to Oyama from Port Arthur, and as troops were not needed, the garrison would be sent to Japan to recuperate.

#### GENERAL LAND ENGAGEMENT.

Berlin, Jan. 3.—A dispatch from Mukden today announces that a general engagement between the forces of General Kuropatkin and Field Marshal Oyama has begun south of the Holy City.

#### PORT ARTHUR A WRECK.

Chefoo, Jan. 3.—Midshipman Klischerich, commanding a launch which left Port Arthur last night, said today: "Not a shot has been fired at Port Arthur for two days. That which the Chinese heard last night was the Russians blowing up the forts, ships, magazines, warehouses, docks and everything else valuable. When I left the fortress and town was almost completely wrecked."

#### RETURN ON PAROLE.

Tokio, Jan. 3.—The Japanese today occupied a number of Port Arthur forts. It is learned that the Russians will be permitted to return to Russia on parole, the officers retaining their swords.

#### St. Petersburg Gets the News.

St. Petersburg, Jan. 3.—The censor today permitted the newspapers to publish the news of the fall of Port Arthur. No mention of which was made yesterday. Full recognition is given the heroism of the defenders, while the bravery of the Japanese is also spoken of in high terms. In connection with this news the difficulty of the task before Gen. Kuropatkin is mentioned.

#### Third Squadron Preparing.

St. Petersburg, Jan. 3.—Admiral Birleff who will command the third Russian squadron, has ordered all engaged in the preparation of squadron work at their task unceasingly day and night.

#### Japan to Offer Peace.

St. Petersburg, Jan. 3.—While there is no longer any doubt in official circles that the fate of Port Arthur has been decided and that Stoessel's long and gallant defense is ended, the news of the surrender was not allowed to reach the public until today.

It has been learned that the last telegram sent by the conqueror to Stoessel vested the commander of Port Arthur with discretionary powers and urged him to exercise them rather than allow defense to go to the last ditch. This may account for the apparently brief time required to conclude negotiations between the Russian and Japanese commanders, no time having been occupied in communicating with Emperor Nicholas. It is equally certain that Stoessel did not surrender without previous authorization.

In diplomatic circles it is said that the fall of Port Arthur will be promptly followed by offer of peace from Japan. It is understood that a strong effort will be made to have the offer come through President Roosevelt. It is even suggested that terms might include an arrangement which would allow Russia an outlet through the Persian gulf. There is, however, no indication as to whether an effort to induce Roosevelt to move in the matter would be likely to succeed.

It certainly is regarded as unlikely that such suggestion should come through the United States, unless the president has the strongest previous intimation that it would be favorably considered by the Russian government. It may be added that while it is known Emperor Nicholas from the beginning regarded the war with great abhorrence there is nothing yet to indicate his government tends to recede from the program of fighting to the finish, which has repeatedly been announced.

#### DOCUMENT SIGNED AT 4:30.

Tokio, Jan. 3.—The text of Nogi's telegram announcing the capitulation of the Russian forces at Port Arthur is as follows:

"Plenipotentiaries of both parties concluded negotiations today at 4:30 o'clock. Russian commissioners accepted on the whole conditions stipulated by us and consented to capitulate. Document has been prepared and signatures are now being affixed. Simultaneous with the conclusion of the negotiations both armies suspended hostilities. It is expected that the Japanese army will enter the city of Port Arthur tomorrow."

#### BATTLESHIPS DESTROYED.

Chefoo, Jan. 3.—Advices reaching here say the Russian battleships, the battleships and the cruiser, were blown up and the purpose of from the city of Port Arthur. The men of the third army, paper...

but there are no corroborative details.

#### Heavy Firing Heard.

Chefoo, Jan. 3.—A third Russian launch has just arrived from Port Arthur. Four Japanese torpedo boat destroyers have departed. Chinese report having heard heavy firing last night.

#### PORT ARTHUR DESTROYED

Paris, Jan. 3.—A Chefoo dispatch to the Temps says the officers of the Russian torpedo boat destroyers which have arrived there report that the entire town of Port Arthur has been destroyed, including the hospital in the northwest section.

#### Says Russia Will Still Fight.

Washington, Jan. 3.—Although he had no official news regarding the surrender of Port Arthur, Count Cassini, the Russian ambassador, had no hesitation in reiterating what he has repeatedly announced, that the loss of Port Arthur would not have the slightest effect on Russia's determination to fight to the end.

#### Some Final Scenes.

London, Jan. 3.—The Mail's correspondent with General Nogi says the capture of Wantai involved six hours of fighting, while attacks on the fort to the southeast were carried on simultaneously. Describing the final scenes, the correspondent says: "The slackened fire at points in the northern and eastern forts seem to show the Russian ammunition was failing. Great explosions around the forts proclaimed Russians were exploding their magazines. Flames and smoke in the harbor were followed by explosion after explosion, which revealed the destruction of the Russian ships. The Russians also apparently blew up their own forts. The battleship Sevastopol was blown up and other warships were destroyed as thoroughly as possible. The battleship Retvizan and Poltava and protected cruiser Pallada caught on fire."

#### Finale of the Siege.

Chefoo, Jan. 3.—Commander Kartow of the Russian torpedo boat destroyer Vlastin, just arrived, said: "Port Arthur falls of exhaustion—exhaustion not only of ammunition, but of men. The remnant of the garrison left there has been doing the work of heroes for five days and nights, but yesterday they reached the limit of human endurance. "In the casements of forts one saw everywhere faces black with starvation, exhaustion and nerve strain. You spoke to them, but they did not give answer, only staring dumbly. Lack of ammunition alone would not have the suggestion of seeking terms. That scant of ammunition had long been common in the fortress and during the past month many of the forts had nothing with which to return the fire of the enemy."

#### What the War Has Cost Russia.

Paris, Jan. 3.—A statement of Russia's expenditures on the war up to Nov. 23, has been made in view of the proposed Russian loan, and is said to be based upon information from high Russian officials. "The amount spent is said to have been \$232,000,000, or \$2,599,000 a month."

#### Had to Fight With Bayonets.

"Russians sat in the casements firing not more than once to two hundred shots sent by the Japanese. When an assault came they repulsed the enemy with bayonets. But the men themselves, having existed through three months on reduced rations, were so worn that it is marvelous they stood the final strain so long."

"Yesterday Stoessel would still fight. His wound which was received early in the siege, had been bothering him, but his determination to fight while one man stood had not been diminished."

"But we cannot fight," said the general. "Our men cannot move. They sleep standing. They cannot see bayonets at their breasts. We can order, but they cannot obey."

"Then you generals fight," said Stoessel, clenching his fists.

#### Was Fanatical on the Subject.

"He seemed fanatical on the subject, but finally he was brought to reason by the insistence of his subordinates. Admiral Lochin and Vice Admiral...

Generals Smyrnoff and Fock and many others, sometimes with broken voices, urged the step which all had dreaded so long.

"I am sure Port Arthur would have come to terms a month ago had it not been for Stoessel, who, with bulldog tenacity steadily refused to permit such action to be taken. He said he told his emperor that he would never surrender, and he meant to keep his word."

"The greatest loss by Port Arthur occurred a fortnight ago when Major General Kendratenko was killed. Kendratenko was seated in the casement of a certain fort discussing with other officers the best way of counter-attacking against the Japanese when an eleven-inch shell burst, killing everybody in the casement."

#### Nogi's Artillery Did It.

"Nogi has taken Port Arthur with his artillery and his tunnels. His rifle bullets were seldom found to be of any use. We constantly endured a bombardment fiercer than any in history. The Japanese periodically assaulted and then, if repulsed calmly resumed bombardments."

"We who came here today do not know the terms of surrender suggested by Stoessel to Nogi nor the answer to them, having left Port Arthur even before the messenger had been dispatched."

Continuing his story the officer said:

"Had the ammunition held out the fortress would have held out indefinitely. For months we held Port Arthur by bayonets alone, until flesh and blood could do no more."

"When a man fell there was none other to replace him. Thus the garrison was gradually worn down."

"Two hundred and three Metre hill alone cost us five thousand men. The capture of that hill was the beginning of the end."

#### Japs Lost 80,000 Men.

Kartow declares it cost the Japanese 80,000 men to take the fortress and said that some placed it at a hundred thousand. He said the Russian loss was not known, even to the officers. As showing the mercilessness of the fighting Kartow relates an incident of the capture of Wantai mountain, where he says five hundred men occupying a casement were not able to emerge, so thickly came the rush of the Japanese. The Russians tried to emerge by the use of bayonets in the face of a machine gun fire. Every man died. Concluding his story, he said:

"Picture a fort strewn with shells and you have a picture of the end of Port Arthur."

#### May Retake Port Arthur.

Paris, Jan. 3.—Advices received at the foreign office regarding the terms of the capitulation of Port Arthur indicate that Russian officers, but not the rank and file will be permitted to return to Russia. A Russian naval attaché says he believes Russia will retake Port Arthur by assault by land and sea.

#### Soldiers Must Go to Japan.

Tokio, Jan. 3.—The Russian rank and file of the garrison of Port Arthur will come to Japan prisoners.

#### No Attempt on Czar.

St. Petersburg, Jan. 3.—It is denied that an attempt was made on the life of the czar a reported. The emperor passed Minsk today and is reported well.

#### TROUBLE AHEAD.

If Peabody is Seated Says a Mining Official.

Chicago, Jan. 3.—That bloodshed will result in Colorado if Gov. Peabody is declared elected governor by the legislature, is the opinion of Secretary Haywood, of the Western Federation of miners, who is in the city. "I do not think it will amount to a revolution," he said, "but the democrats are so scared they will be trouble."

#### For Alleged Forgery.

Richard Carruthers, colored, is under arrest charged with forgery, but the warrant has not been issued against him yet.

He is alleged to have forged a note or check on Mr. Lucien Durrett for a small amount. He will be warranted this afternoon.

### JOHN HATHAWAY WAS HANGED TODAY

Dropped to His Doom in Blinding Snow Storm.

Court of Appeals of Kentucky Changes—Petition For a Rehearing in Powers Case Filed.

#### CANTRILL TAKES HIS SEAT.

Winchester, Ky., Jan. 3.—John Hathaway, the colored jockey, was hanged in the jail yard this morning for the murder of his sweetheart, Ella Thomas. The execution occurred in the midst of a blinding snow storm. Religious services were held in the jail last night until midnight, after which Hathaway slept soundly and met death bravely.

#### The Powers Case.

Frankfort, Ky., Jan. 3.—Attorney-General Hays yesterday filed a petition for rehearing in the case of Caleb Powers. The petition replies to the question of the Campbell statement and cites parallel decisions of the state and supreme courts, in which it is alleged the holdings have been contrary. It maintains that regarding the special term called for the trial of this case the code provision relating to the time for filing grounds for the new trial does not apply.

The Powers case now stands in the last verdict of guilty reversed. Attorney-General Hays' appeal is for a rehearing on the decision by the court of appeals. The court up to today was composed of three democrats and three republicans. Today however, Judge James Cantrell, a democrat, was sworn in to succeed a retiring republican. It is a question whether Judge Cantrell will sit in the case. He presided in the three Powers trials in the lower courts.

The court of appeals, in reversing the death sentence, ordered a new trial. The attorney-general's petition today asked for a rehearing of the decision of the court of appeals. In other words, the court of appeals is asked to reverse itself and allow the death sentence to stand.

## IN DOUBT

AS TO THE VACANCIES IN THE COUNCILMANIC BOARD.

Mr. Rice's Eligibility to Be Investigated This Afternoon.

Mayor Yeiser said today that he had done nothing towards appointing a councilman in place of Mr. Broadfoot, of the Sixth ward, who declined to serve. The mayor said he understood from what the city solicitor said that Mr. McCarty was entitled to hold the office.

If the solicitor holds this view of the case, it is probably on the presumption that there is no vacancy because no one has qualified as Mr. McCarty's successor, and Mr. McCarty may hold until a successor does qualify. There is considerable doubt, however, as to whether the law intended any such thing. If there is a vacancy the charter seems plain that the mayor must appoint a man to fill it until after the next November election. The question now is, is there a vacancy?

The committee appointed by the board of education last night to investigate the eligibility of School Trustee-elect Lyeurgus Rice, will hold a meeting this afternoon and investigate the claim that he does not own any property. It seems that he had property and sold it about the time of the election and bought more but the exact status of the case will have to be determined by an investigation of records at the courthouse.

Worry never made anything—but makes.

### SLIPPERY TOM IS BEHIND THE BARS

Was the Man Who Robbed Post-office at West Toledo.

Is Also a Desperate Man and Broke Jail When He Escaped From Ohio.

#### SEVERAL CHARGES ARE FILED.

Deputy U. S. Marshal George Sanders, who, with Constable L. W. Cosby, of Mayfield, took Tom Stewart, convict, to Toledo, O., to answer the charge of robbing the post office at West Toledo, and for jail breaking, returned to the city this morning.

"Stewart told you, I see," Marshal Saunders laughingly remarked, as he read an account of what Stewart said about his arrest when waiting here for the train to take him to Ohio, "that he didn't know anything about where West Toledo was, and that he was the wrong man. Well, he proved to be the right man, and is a tough customer to boot. Stewart is a railroader and when he reached Toledo knew as much of the place as any one possibly could. He took us to the Hoffman house, where he said he was well acquainted, and also showed us other places of interest, and when we got to Marshal Waggoner's office, the marshal said, 'Howdy, Tom, I see you're back with us.' Tom returned the greeting and sat down."

"He proved to be a desperate man, as I later learned, and was shot at over 100 times after the robbery by federal officers and others who were after him. He returned the shots and besides being wanted for robbery, is wanted for resisting an officer. The first thing he said after he was seated was, 'well, I hear you have got a charge against me for resisting an officer?' 'Well, yes, Tom, we have,' the marshal replied. 'You see I saw you shoot twice at us myself.' This seemed to be enough for the prisoner, and he lapsed into silence."

"Stewart broke jail at Toledo over three years ago. He is the man who caught the jailer in a vice-like grip and held him while the others escaped and then he ran. They chased him many miles, firing at him as they ran, but he escaped."

Stewart is known in the east as "Slippery Tom," and was taken from the Eddyville penitentiary here Christmas night by Marshal Saunders after he had served a three-year term for having burglar's tools on him. He was arrested in Bowling Green and while in the "pen" made a good prisoner, the officials say.

#### GOVERNOR AND MEN.

Fail to Return From Expedition Against Indians.

Mexico City, Jan. 3.—Great anxiety is felt over the failure of Gov. Yzabel and his party of five hundred regulars to return from the expedition against the Yaqui and Seri Indians. The alarm is heightened by the report that the party has been ambushed.

## TODAY'S MARKETS

Wheat—	Open.	Closed.
May .....	1.15	1.14
July .....	99 1/4	98 3/4
Corn—		
May .....	45 1/4	44 1/4
July .....	45 1/4	44 1/4
Oats—		
May .....	31 1/4	31 1/4
July .....	31 1/4	31 1/4
Pork—		
May .....	12.77	12.80
Cotton—		
Jan. ....	6.65	6.80
Mar. ....	6.82	6.94
May ....	6.93	7.08
July ....	7.05	7.24
Stocks—		
L. C. ....	1.50 1/2	1.57 1/2
L. & N. ....	7.40 1/2	7.40 1/2
N. Y. Spots ..		
N. O. Spot ..		

### SUPT. FUQUA HAS SETTLED IT

Teacher is to Be Paid by State.

De Facto Trustees, Although Legally Appointed, Had No Authority to Employ.

#### SCHOOL REOPENS THURSDAY

County School Superintendent M. Ragsdale today received a letter from State Superintendent Fuqua settling all doubts as to the legality of the contract made with Miss Miss Knott, teacher in school district No. 25, by the trustees who were appointed by Supt. Ragsdale to fill vacancies caused by the removal of Trustees Powers and Downing. Fuqua settles the last question in the county school controversy which has been disturbing the county instructors for the past six months in that district and the school will open on Thursday with Miss Knott as teacher, to finish the six month term.

It will be remembered that Supt. Ragsdale and Trustees Powers and Downing got into a controversy over the school house location and the trustees removed the school house. Supt. Ragsdale ousted them from office and appointed Trustees Watson and Derrington, but Powers and Downing brought an injunction to prevent them from serving. The case was thrown out of court, the court having no jurisdiction but State Superintendent Fuqua decided that Powers and Downing were de facto trustees, and that the appointment of Derrington and Watson, the de facto men, was illegal.

During the incumbency of the latter however, Miss Knott had been appointed regularly to teach. She taught until the Fuqua decision was quit. Supt. Fuqua now adjudges that the contract made with her was legal as at the time it was made, Derrington and Watson were the de facto trustees with full authority. The letter further states that Miss Knott must be paid. She had been in three weeks pending the decision.

Another point which this practically settles is the action of Trustees Powers and Downing who after being ousted started up a subscription school, thinking the county or might in event of their resignation have to pay the teacher. They thought they would be recognized as the trustees in the end, and expected the state would pay their taxes but Supt. Fuqua decides not. The state will pay for nothing done by the trustees were temporarily deprived of their office and authority.

Supt. Ragsdale in speaking of the matter this morning stated that the location of the school had been satisfactory for the past two years and the recent imbroigle, if not else, will probably end the controversy and the school having been moved during the past school year some distance from its former location and brought nearer its former location, and in a more satisfactory to all alike.

The Kentucky Western coal Lone Oak started Monday on second term with an increased attendance. The school is doing well and the management is pleased with its success.

#### NINE PERISHED

In Burning of a House in Run, Pa.

Morris Run, Pa., Jan. 3.—Nine persons perished by the burning of the house of Frank Neweski, his wife and five children. A boy aged...

Acting Co. Officer Tom...